सत्यमेव जयते

राजस्थान राजपत्र विशेषांक	RAJASTHAN GAZETTE Extraordinary
साधिकार प्रकाशित	Published by Authority

ज्येष्ठ 09, मंगलवार, *शाके* 1945-मई 30, 2023

Jyaistha 09, Tuesday , Saka 1945- May 30, 2023

भाग 4 (ग)

उप-खण्ड(II)

राज्य सरकार तथा अन्य राज्य प्राधिकारियों द्वारा जारी किये गये कानूनी आदेश तथा अधिसूचनाएं।

Food and Civil Supplies Department

Notification

Jaipur, May 26, 2023

S.O.82 .-In exerciseof the powers conferred by sub-sections (1) and (2) of section 40 of the National Food Security Act, 2013 (Central Act No. 20 of 2013), the State Government proposes to make the following Rajasthan Food Security, Rules, 2023. The draft of said rules are hereby published as required by sub-section (1) of the said section for information of all persons likely to be affected thereby and notice is hereby given to them that the said draft shall be taken into consideration after the expiry of a period of fifteen days from the date on which copies of these draft rules as published in the Official Gazette are made available to the public.

Any objection or suggestionshould be addressed to the Secretary to Government in-charge of Food, Civil Supplies and Consumer affairs Department, Rajasthan,Government Secretariat, Jaipur.

Any objection or suggestion which may be received from any person before expiry of the period as specified above shall be considered by the State Government.

Draft Rules

Part-1

Preliminary

1. Short title, extent and commencement.-(1) These rules may be called the Rajasthan Food Security Rules, 2023.

(2) They shall extend to the whole of the State of Rajasthan.

(3) They shall come into force from the date of their final publication in the Official Gazette.

2. Definitions.-(1) In these rules, unless the context otherwise requires,-

(a)"Abeyance List" means, the list of such eligible households, by which, foodgrains have not been received, except by the preceding 12 months of the current month;

(b) "Act" means the National Food Security Act, 2013 (Central Act No. 20 of 2013);

(c) "Agency" means the Food Corporation of India, Authorized Fair Price Shop keeper and Rajasthan State Food Civil Supplies Corporation;

(d) "Agent" means any person who has been authorized by any party for submission of appeal or reply before the Commission;

(e) "Chairperson" means Chairperson of the Rajasthan State Food Commission;

(f) "Competent Authority" means the Collector or any other officer authorised by the State Government to issue authorisation letter under the Rajasthan Food and Other Essential Commodities (Regulation of Distribution) Order, 1976 and in

relation to government employees, the appointing authority of employee concerned.

(g) "Complaint" means complaint received whether in writing orelectronically or orally received through telephone helpline number;

(h) "Delivery Receipt" means print out of a transaction throughPoS Machine for distribution of foodgrains and other essential articles, on which the transaction date and time, distributed quantity, the sale price and the amount collected by the shop keeper and the outstanding quantity of foodgrains and other essential articles entitlement is mentioned;

(i) "Department" means Food, Civil Supplies and Consumer Affairs Department, Rajasthan;

(j) "District Grievance Redressal Officer" means any officer appointed or designated by the State Government under sub-section (1) of section 15 of the Act to dispose of grievances in the district;

(k) "Eligible Households" means households covered under the priority households and the Antyodaya Anna Yojana referred to in sub-section (1) of section 3 of the Act;

(l) "Food Commission" means the Rajasthan State Food Commission constituted under section 16 of the Act;

(m) "Form" means the form appended to these rules;

(n) "List" means the list of eligible households maintained on the web portal of the State Government;

(o) "Member" means a member of the Rajasthan State Food Commission;

(p) "Nodal Incharge" means any personnel, appointed panchayat wise in the rural area and ward wise in the urban area for social audit by the concerned Sub-Division Officer or Block Development Officer of that area;

(q) "PoS Machine" means the point of sale machine installed for the distribution of foodgrains and other essential commodities at a fair price shop;

(r) "Schedule" means the schedule appended to these rules;

(s) "Social Audit" means the process in which people collectively monitor and evaluate the planning and implementation of Targeted Public Distribution System;

(t) "State Government" means the Government of Rajasthan; and

(u) "Vigilance Committee" means a committee constituted for regular supervision ofthe Targeted Public Distribution System in the state, and includes the State level, District level, Block level and Fair Price Shop level committee.

(2) Words and expressions used and not defined in these rules but defined in the National Food Security Act, 2013 (Central Act No. 20 of 2013), the Essential Commodities Act, 1955 (Central Act No. 10 of 1955) and the orders or rules made thereunder shall have the same meanings as assigned to them in the said Acts,said orders or rules.

Part-II
Identification of Eligible Households

3. Guidelines for the identification of theeligible priority households.- (1) The State Government, under sub-section (1) of section 10 of the Act, shall identify eligible priority households on the basis of inclusion and exclusion criteria as laid down in Schedule-I.

(2) The State Government, to facilitate and align the number of persons determined regarding the priority households under section 9 of the Act, if it deems fit, may,-

(i) add or omit any inclusion or exclusion criteria for Priority Households in the Schedule-I;

(ii) identify the eligible households at intervals or at any other time;

(iii) stop the inclusion of the eligible households;

(iv) review the list of eligible households for the purpose of exclusion of ineligible households or for the inclusion of eligible households.

(3) Any person/household desirous of being included in the eligible priority households may filean appeal in Form-1 to the concerned Appellate Officer. An appeal may be filed manually or online.

(4) For inclusion or exclusion of eligible households, the District Supply Officer and Sub-Divisional Officer or any other officer as notified by the State Government shall be an Appellate Officer for his jurisdiction.

(5) The Appellate Officer, on the basis of the record submitted with the appeal to add thename in the list or remove the name from the list, shall examine the veracity of the appeal and pass the necessary order on the merit within thirty days of receipt of the appeal.

(6) The Appellate Officer may suo motto review the list of the eligible households for exclusion of ineligible households or inclusion of eligible households on the basis of inclusion and exclusion criteria laid down in Schedule-I and pass necessary order.

(7) The Appellate Officer shall make an online entry for the addition or deletion of any person/households in the list in respect of the order passed under sub-rules (5) and (6).

(8) In the database of the Family Ration Card, the eligible households shall be marked 'yes' and the ration cards of other than the eligible families shall be marked 'no'. The eligible families who have not taken foodgrains for last twelve months shall be marked 'Abeyance', so that in their place, the deprived eligible families may be included in the list. The 'No' and 'Abeyance' category ration cardholder households shall not be entitled to receivefoodgrains and such ration cards shall be the zero entitlement cards:

Provided that if an Abeyance category household prefers an appeal to include in the list he may file an appeal to the Appellate Officer.The Appellate Officer shall examine the veracity of the appeal and pass the necessary order, within seven days from the date of receipt of the appeal, to revert the ‘Abeyance’ to ‘Yes’ category.

Part-III
Grievance Redressal Mechanism

4. Internal grievance redressal mechanism.-(1) For the redressal of complaints in the form of internal grievance redressal mechanism under section 14 of the Act, the Enforcement Officer or Inspector of the Department, District Supply Officer, Divisional Consumer Protection Officer or any other officer,as may be notified by the State Government, shall be the nodal officer for the implementation of the Targeted Public Distribution System , in their respective jurisdiction.

(2)The State Government’s centralised grievance redressal system Rajasthan Sampark shall work as the internal grievance redressal mechanism to lodge a complaint regarding the distribution of foodgrains entitlement under the Chapter-II of the Act.

(3) The online complaint may be made through the Rajasthan SamparkCenter free of cost.

(4) The Citizen Call Center of the Rajasthan Sampark's helpline number shall register complaints through telephone free of cost. On receipt of the complaint electronically or through the telephone at the Citizen Call Center, the complainant shall be given a unique complaint number electronically or throughmobile message.

(5) Any person may file a complaint in writing or through e-mail to the respective Nodal Officer. After receipt of complaint, the Nodal Officer shall register the complaint and give a unique complaint number to such complaint. The unique complaint number shall be intimated to the complainant.

(6) The Nodal Officer, in accordance with sub-rule (2), (3) and (4), shall receive, monitor and redress all complaints received personally or electronically or received through the Rajasthan Sampark portal or telephone helpline setup for the purpose.
(7) The Nodal Officer shall redress the complaint within 15 days of receiving the complaint and shall inform the Complainant in writing regarding the decision or action taken:

Provided that if any person aggrievedwith the decision oraction taken by the Nodal Officer, he may file an appeal to the District Grievance RedressalOfficer.

5. External Grievances Redressal Mechanism and District Grievance Redressal Officer.-(1) The Additional District Collector (Administration) or any other officerauthorised or designated by the State Government shall be the District Grievance Redressal Officer butwhere the complaint is against the District Collector, the Divisional Commissioner or any other officer of the concerned division as may be notified by the State Government shall be the District Grievance Redressal Officer:

Provided that the officer authorised or designated under sub-rule (1) as the District Grievance Redressal Officer shall not be entitled for any additional pay and allowance.
(2) The District Grievance Redressal Officer's designation, address, telephone number and E-mail address, shall be displayed at every office of the department, fair price shop, anganwadi, other public places and website, along with the District Grievance Redressal Officer's office.

6. Procedure for registration of complaints with District Grievance Redressal Officer.-(1)Any aggrieved person regarding the distribution of foodgrains under Chapter-II of the Act, may file complaint to the District Grievances RedressalOfficer.
(2) The complaint must contain brief description of the grievance, name, address and contact information of the Complainant. No anonymous complaint shall be entertained.
(3) Where the complainant is unable to file the complaint in writing, the District Grievance Redressal Officer shall provide all reasonable support to such person to file the complaint.
(4) After receipt of a complaint in the office of the District Grievance RedressalOfficer, the receipt of such complaintshall be given to the complainant.

7. Procedure for disposal of grievances received by the District Grievance RedressalOfficer.-(1)After receipt ofcomplaint, the District Grievance Redressal Officer shall verify whether there is a prima-facie substance in the complaint to proceed in the matter.
(2)If the District Grievance Redressal Officer is satisfied that there is a prima-facie substance in the complaint, he shall seek explanation in the matter from concerned officer or person or agency along with relevant documents. The requisite explanation and documents shall be furnished by the concerned officer/person/agency to the District Grievance Redressal Officer, within seven days.
(3) After considering the explanation of concerned officer or person or agency and the available documents, if the District Grievance Redressal Officer is satisfied with the veracity of the grievance, he may issue notice to all parties in the matter and fix a date, time and place for the hearing. The District Grievance Redressal Officer may also, at the request of the parties or suomoto, adjourn the proceedings to some other date with or without cost.
(4) On the date fixed for hearing, under sub-rule (3), the District Grievance Redressal Officer shall hear the parties and record the evidence. After hearing the parties and considering the evidence, the District Grievance Redressal Officer shall pass an order within thirty days from the date of receipt of the complaint:

Provided that on the date fixed for hearing, ifthe complainant or defending party is absent, the District Grievance Redressal Officer may dismiss or proceed to enquire the matter ex-parte, as he thinks fit.

(5) Notwithstanding anything contained in sub-rule (4), if the District Grievance Redressal Officer is of the opinionthat the matter needs to be further investigation, he may directany officer not below the rank ofinspector of the department to investigate the matter and to submit a report.The District Grievance Redressal Officer after considering the report so received shalldecide the matter within forty-five days from the date of receipt of the complaint.
(6) The complainant shall be informed about the decision on his complaint, in writing or through electronic mode which includes the mobile messages.
(7) If the District Grievance Redressal Officer is of the opinion that the disposal of the complaints requires more time than the time prescribed under the aforesaid sub-rules, he shall send the interim reply to the Complainant along with reasons for the delay, but such cases shall be decided by the District Grievance Redressal Officer within a period of sixty days from the date of receipt of the complaint.

8. Powers of District Grievance Redressal Officer.- (1) The District Grievance Redressal Officer, while enquiring into complaints, shall have powers to require from any officer, person or agency to,-

(i) produce before him, and allow to be examined such books, accounts, documents or any other material in custody or under control of the persons so required as may be specified in the requisition;
(ii) furnish such information as may be required.

(2) While deciding a complaint, the District Grievance Redressal Officer may recommend the action to be taken by the competent authority against,-

(i) the fair price shop owner under the Rajasthan Food and Other Essential Articles (Regulation of Distribution) Order, 1976; and
(ii) the employee of the Government under the Rajasthan Civil Services (Classification, Control and Appeal), 1958.

9. Monitoring of disposal of the grievances received by the District Grievance RedressalOfficer.- (1)The District Grievance RedressalOfficer shall furnish a monthly report by the 7th day of every month to the department through the Additional Food Commissioner regarding the disposal of grievances in Form-2.
(2) The Additional Food Commissioner shall furnish a monthly report by the 20th day of every month to the Central Government through the Food Secretary regarding the disposal of grievances in Form-3.

10. Appeal against the order passed by the Nodal Officer / District Grievance Redressal Officer.-(1) Any person aggrieved by an order passedby the Nodal Officer / District Grievance Redressal Officer, may appeal, within thirty days from the date of receipt of such order,-

(i) to the District Grievance Redressal Officer, if the order is made by the Nodal Officer; and
(ii) to the Food Commission, if the order is made by the District Grievance Redressal Officer:

Provided that the appeal may be entertained by the Appellate Authority after expiry of the said period ofthirty days, if he is satisfied that there arereasonable grounds exists for such delay.
(2) No order shall be passed under this rule, which adversely affects any person unless such person has been given a reasonable opportunity of being heard.
(3) During the pendency of the appeal, the appellateauthority may pass such interim order as he thinks fit.

Part-IV
Transparency andAccountability

11. Disclosure of records of Targeted Public Distribution System.-The following records shall be displayed on the website or web-portal of the department and kept open for inspection in the office of local authority:-

(i) Guidelines notified by the State Government for identification of eligible Priority households;

(ii) The district wisefinal list of the eligible households, showing the category-wise names of eligible households and their members;

(iii)The entitlements of Foodgrains, scale of issue and retail issue price to the beneficiaries;

(iv) Details of the Fair Price Shops in the state, districts, block etc.;

(v) Policy Directives issued by the State Government for effective and efficient implementation of the Act; and

(vi)Any other record which is considered by the Food Secretary.

Part - V
Conduct of Social Audit

12. Dates, duration and dissemination for conducting the social audit.-(1)Every year at least two social audit meetings shall be held on the 26 January and 15 August.

(2)In the event of social audit not being held on the scheduled date, the next meeting of the social audit shall be held within a maximum period of fifteen days from suchscheduled date, after proper dissemination of meeting of the date.

(3) The period of the social audit shall be half-yearly. The duration of which shall be from January to June and July to December for each year.

(4) Records of the period of the preceding half-year mentioned in Form-4 shall be placed for social audit in the meeting.

(5) In every gram panchayat, a social audit meeting shall be convened alongwith the Gram Sabha meeting held on the 26 January and 15 August ofeach year.

(6) Proper dissemination of social audit shall be done at the local level through members of the Fair Price Shop Level Vigilance Committee, Fair Price Shopkeepers and the District Supply Officer to ensure proper participation of the beneficiaries in the meeting.

13. Appointment and responsibility of Nodal Incharge.-(1)Panchayat-wise Nodal Incharge shall be appointed by the concerned Sub-Division Officer of the area one month before the date of social audit.

(2) Employees of the Rural Development and Panchayati Raj Department, Revenue Department, Cooperative Department or Agriculture Department etc. or any other government department may be appointed as Nodal Incharge.

(3)The Nodal Incharge shall be responsible for,-

(i) conducting the social audit process;

(ii) intimation of date of social audit to Sarpanch and Secretary of Gram Panchayat as well as members of the fair price shop level vigilance committee and concerned fair price shopkeepers at least five days before the date of social audit;

(iii) preparation of social audit shall be done at least threedays before the date of the meeting, which includes a thorough examination of the records and information to be presented in the social audit; and

(iv) submitting the prescribed records as per Form-4 in the meeting, enquire about prohibited activities described in Schedule-2, in relation to fair price shops, recording recommendations and suggestions on the basis of the answers of

questions, reading the extractive results of the social audit obtained after due deliberation and prepare the finalized report in Form-5.

14. Obligations of certain officers and persons in relation to the social audit.- (1)TheDistrict Supply Officer or an officer appointed by him shall ensure that,-

(i) the records of Form-4 for conducting social audit have made available to the concerned nodal incharge;

(ii) remedial measureshave been taken on the previous social audit report;and

(iii) action has been taken for distribution of foodgrains etc. to the deprived beneficiaries of the list and appropriate action for the contravention of lawhas been taken against fair price shopkeepers.

(2) The Block Development Officer shall provide all necessary assistance forthe social audit.

(3) The Village Development Officer shall be present during the social audit meeting related to his area and responsiblefor proper conduction of the social audit meeting.

(4) All the fair price shopkeepers of Gram Panchayat shall be present in the Gram Sabha related to their area during social audit and answer the questions asked to him.

(5) All members of fair price shop level vigilance committee shall work as resource persons for conducting the social audit.

15. Social audit process.-Following steps shall be taken for conduction of social audit, namely:-

(i) the preceding social audit report shall be read out at the beginning of the meeting and informed about the action taken on the report;

(ii) the information regarding the eligibility and ineligibility criteria of households, retail issue price and quantity of foodgrains to be distributed on ration card shall be given and same shall be verified;

(iii) the latest updated list of eligible households shall be read and pasted at the venue of meeting;

(iv) the month wise details of foodgrainsallocated, received and distributed and quantity remaining with the fair price shop keepers during the period of the preceding half-yearshall be read;

(v) the Targeted Public Distribution System shall be verified by questioning the stakeholders about the working of fair price shopkeepers; and

(vi) the social audit report shall be prepared in Hindi language and displayed on the notice board of the Gram Panchayat.

16. Dispatch of the report of the social audit and process of action.-(1)The Nodal Incharge shall record the recommendations and suggestions received during the social audit meeting in Form-5 and send the report to the concerned Block Development Officer in seven days. The Block Development Officer shall compile the report of all the panchayats and send it to the Sub-Division Officer. The Sub-Division Officer shall submit the report to the BlockLevel Vigilance Committee and forward the same, along with the said committee's comment, to the District Collector in Form-6 for further action.

(2) The District Supply Officer shall place all the reports received in Form-6before the District Level Vigilance Committee and convey the action taken on the findings of the previous reports.

(3) The social audit report shall be prepared in Hindi language and displayed on the notice board of the Gram Panchayat or the office of the local body.

(4) The complete social audit report of the district shall be updated by the District Supply Officer on the departmental website.

(5) The Department shall be responsible for monitoring of the action taken on the social audit report.
(6) Every year, all actions relating to social audit conducted in the month of January and August shall be taken by the month of March and December respectively.

17. Composition of Vigilance Committee.- (1) For ensuring transparency and proper functioning of the Targeted Public Distribution System and accountability of the functionaries in such system, there shall be Vigilance Committees at the State, District, Block and Fair price shop levels.

(2) The State Level Vigilance Committee shall consist of the following, namely:-

(i)	Minister Incharge of Food, Civil Supplies and Consumer Affairs Department.	Chairperson
(ii)	Secretary to the Government,Incharge of Food, Civil Supplies and Consumer Affairs Department.	Member
(iii)	Secretary to the Government,Incharge of Cooperative Department.	Member
(iv)	Secretary to the Government,Incharge of Panchayati Raj and Rural Development Department.	Member
(v)	Secretary to the Government,Incharge of Women and Child Development Department.	Member
(vi)	Secretary to the Government,Incharge of Medical, Health & Family Welfare Department.	Member
(vii)	Additional Food Commissioner, Food and Civil Supplies Department.	Member Secretary
(viii)	Managing Director, Rajasthan State Food Civil Supplies Corporation.	Member
(ix)	Director, Department of Consumer Affairs.	Member
(x)	Controller, Legal Metrology Department.	Member
(xi)	Managing Director, RAJFED	Member
(xii)	Managing Director, TilamSangh.	Member
(xiii)	General Manager, Administration / Finance / Marketing ofthe Rajasthan State Food Civil Supplies Corporation.	Member
(xiv)	Deputy Legal Remembrancer, Food and Civil Supplies Department.	Member
(xv)	Two representatives nominated by the State Government. In which due representation shall be given to Scheduled Castes, Scheduled Tribes, Women and Specially-abled person.	Member

(3) The District Level Vigilance Committee shall consist of the following, namely:-

(i)	District Collector.	Chairperson
(ii)	All Members of Parliament of the District.	Member
(iii)	All Members of the Legislative Assembly represent the area of the District.	Member
(iv)	ZilaPramukh of the District.	Member
(v)	Pradhanof all PanchayatSamiti of the District.	Member
(vi)	Chairperson of all Municipalities / Councils / Corporations of the District.	Member

(vii)	All Sub-Divisional Officer / Tehsildar.	Member
(viii)	A representative of consumer organizations, nominated by the District Collector.	Member
(ix)	Four social workers / consumers, nominated by the District Collector with the approval the State Governmentand in which due representation shall be given to Scheduled Castes, Scheduled Tribes, Women and Specially-abled person.	Member
(x)	District Supply Officer. (District Supply Officer-I for the district of Divisional Headquarters)	Member Secretary

(4) The Block Level Vigilance Committee shall consist of the following, namely:-

(i)	Sub-Division Officer.	Chairperson
(ii)	Pradhan, PanchayatSamiti.	Member
(iii)	Tehsildar.	Member
(iv)	Two members of the Municipalities of the area, nominated by the Sub-Division Officer.	Member
(v)	Two members of the PanchayatSamiti, nominated by the Sub-Division Officer.	Member
(vi)	Members of the Legislative Assembly representing the area of Block .	Member
(vii)	Block Development Officer of PanchayatSamiti.	Member
(viii)	A representative of the consumer organization, nominated by the Sub-Division Officer.	Member
(ix)	Four social workers / consumers, nominated by the District Collector with the approval of the State Governmentand in which due representation shall be given to Scheduled Castes, Scheduled Tribes, Women and Specially-abled person.	Member
(x)	Enforcement Inspector of the department.	Member Secretary

(5) The Fair Price Shop Level Vigilance Committee shall consist of the following, namely:-

A	**Urban Fair Price Shop Level Vigilance Committee**	
(i)	Ward Parshad	Chairperson
(ii)	Social workers (two)	Member
(iii)	Consumer (two)	Member
(iv)	Retired Officer / Employee (Local Resident)	Member
B	**Rural Fair Price Shop Level Vigilance Committee –**	
(i)	Sarpanch	Chairperson
(ii)	Consumers (two)	Member
(iii)	Headmaster / teacher of the concerned school	Member
(iv)	Retired Officer / Employee (Local Resident)	Member
(v)	Panch (one)	Member

Note: The nomination of the non-official members of the urban Fair Price Shop Level Vigilance Committee shall be made by the District Collectorfor the District Headquarter and for all other areas nomination shall be made by Sub-Divisional Officer

with the approval of the State Government. While nominating the Social Worker and Consumer, person belonging to the Scheduled Castes, Scheduled Tribes, Women and Specially-Abled person shall be given due representation.

18. Powers and functions ofthe State Level Vigilance Committee.- (1) The area of work of the State Level Vigilance Committee shall be the whole of the State of Rajasthan. The committee shall regularly monitor the implementation of the provisions of food security under the Act. It shall be a standing vigilance committee for proper implementation and effective monitoring of the Act at the State Level.

(2) Tenure of the nominated members shall be two years but in the event of nominated member being insolvent, convicted in the criminal case or physically or mentally unable to perform his duty or misusing his power may be removed before such tenure of two years by the State Government.

(3) The State Level Vigilance Committee shall review the functions performed bythe District, Block and Fair Price Shop Level Vigilance Committees.

(4) The State Level Vigilance Committee shall also have the powers to take action on the complaints of irregularities,directly received by it. The final decision in each case shall be made by the Chairpersonof the State Level Vigilance Committee.

(5) The State Level Vigilance Committee maymake necessary recommendations to the State Government.

(6) The State level Vigilance Committee meeting shall be held at least once in a quarterof the calendar year. In the event of not being able to conduct a meeting in a quarter, such meeting shall be held in the first month of the upcoming quarter.

(7) The quorum for the meeting of the State Level Vigilance Committee shall be 1/3 of the total number of members. In absence of quorum the meeting shall be adjourned to the next date and no quorum shall be required for such adjourned meeting.

(8) The minutesof the meeting ofthe State Level Vigilance Committee shall be recorded and maintained anduploaded on the departmental web portal and shall be sent to the concerned District Collector / District Supply Officer and Departmental Officers for compliance with the decisions.

19.Powers and functions ofthe of District, Block and Fair Price Shop Level Committees.-(1) Tenure of the nominated members shall be two years but in the event of nominated member being insolvent, convicted in the criminal case or physically or mentally unable to perform his duty or misusing his power may be removed before such tenure of two years by the District Collector or Sub-Divisional Officer, as the case may be.

(2) Vigilance Committees shall,-

(i) monitor and evaluate the implementation of this Act, in relation to their area;

(ii)participate in the social audit;

(iii)inform the District Grievance Redressal Officer, in writing, regarding irregularities committed in implementation ofPublic Distribution System or misconduct of Fair price shop keeper mentioned in Schedule-2;

(iv) monitor the allocation, door step delivery and distribution offoodgrains to Fair Price Shops;

(v) ensure that the sample is displayed at the fair price shops to check the quality of the wheat supplied;

(vi) pay special attention to ensure the distribution of foodgrains to eligible households in remote and hilly areas;

(vii) review the list from time to time, preparing reports for the inclusion of deprived eligible households and expulsion of ineligible households; and

(viii) recommend for cancellation of bogus / fake ration cards.

(3) Meetings of the District and Block Level Vigilance committees shall be held at least once in every quarter and Fair Price Shop Level Vigilance Committees shall be held once in a month.

(4) Theminutes of meeting shall be recorded andmaintained and same shall be forwarded to,-

(i) the Sub-Division Officer by the Fair Price Shop Level Vigilance and Block Level Vigilance Committee;

(ii) the Collector by the Sub-Division Level Vigilance Committee;

(iii)the Department by the District Level Vigilance Committee.

(5) It shall be the responsibility of the Enforcement Officer / Enforcement Inspector concerned, to attend the meetings of the Vigilance Committees held in his jurisdiction as far as possible and give maximum information about the operation of the committee to the members of the Vigilance Committee and ensure smooth operation of fair price shops through them.

20. Repeal and Savings.-The following notifications, circulars and orders are hereby repealed, namely:-

1.	Order	No. F 17 (15) Kha.Vi./Nyay/2010	Dated	07.09.2017,
2.	Order	No. F 13(10)(5) Kha.Vi./Khadyan/2013	Dated	29.09.2017,
3.	Notification	No. F 13(10)(4) Kha.Vi./Kha.Su.A./2014	Dated	28.12.2017,
4.	Circular	No. F 13(10)(4) Kha.Vi./ Kha.Su.A./2014-I	Dated	26.04.2018,
5.	Circular	No. F 17(15) Kha.Vi./Nya/2010-II	Dated	23.05.2018,
6.	Notification	No. F 13(10)(5) Kha.Vi./Aavantan/2013	Dated	27.09.2018,
7.	Order	No. F 13(11) Kha.Vi./Aavantan/Sa.Aa./2017	Dated	17.01.2019, and
8.	Order	No. F 13(11) Kha.Vi./Aavantan/Sa.Aa./2017	Dated	07.08.2019:

Provided that such repeal shall not affect the previous operation and any right, privilege, obligation, or liability acquired, accrued or incurred under the notifications, circulars and orders so repealed.

Schedule-I

[see rule 3 (1) and (6)]

ELIGIBILITY CRITERIA FOR IDENTIFICATION OF PRIORITY HOUSEHOLDS UNDER NATIONAL FOOD SECURITY ACT, 2013

Inclusion Priority Categories

	Urban Area	Rural Area
1	Antyodaya Households.	Antyodaya Households.
2	BPL Households.	BPL Households.
3	State BPL Households.	State BPL Households.
4	Beneficiaries of Annapurna Scheme.	Beneficiaries of Annapurna Scheme.

5	The benefits of food security shall be provided to such households which are not included in the above schemes and are included in the following schemes/classes- A. MukhyaMantriVriddhajanSammanYojana. B. Indira Gandhi National Old Age Pension Scheme. C. MukhyaMantriEkalNariYojana. D. Indira Gandhi National Widow Pension Scheme. E. MukhyaMantriVisheshYogyajanSammanPension Yojana. F. Indira Gandhi National Disablity Pension Scheme. G. MukhyaMantriNirshritPunarwasYojna. H. Sahariya and Kathodi tribal households. I. Legally free bonded labor households. J. Senior citizens who have independent ration card and their age is within the prescribed age limit of the pension scheme by the Department of Social Justice and Empowerment, provided they do not fall under the exclusion (not eligible) conditions.	The benefits of food security shall be provided to such households which are not included in the above schemes and are included in the following schemes/classes- A. MukhyaMantriVriddhajanSammanYojana. B. Indira Gandhi National Old Age Pension Scheme. C. MukhyaMantriEkalNariYojana. D. Indira Gandhi National Widow Pension Scheme. E. MukhyaMantriVisheshYogyajanSammanPension Yojana. F. Indira Gandhi National Disablity Pension Scheme. G. A Household working 100 days in MGNREGA in any of the years from 2009-10 H. MukhyaMantriNirshritPunarwasYojna. I. Sahariya and Kathodi tribal households. J. Legally free bonded labor households. K. Landless Farmers. L. Marginal Farmer. M. Senior citizens who have independent ration card and their age is within the prescribed age limit of the pension scheme by the Department of Social Justice and Empowerment, provided they do not fall under the exclusion (not eligible) conditions.
6	MukhyaMantriJeevanRakshaKosh.	MukhyaMantriJeevanRakshaKosh.
7	Residents in all government hostels. (Social Welfare, Tribal Area Development Department, Education Department, Minority Affairs Department and Government Colleges and Schools Hostels)	Residents in all government hostels. (Social Welfare, Tribal Area Development Department, Education Department, Minority Affairs Department and Government Colleges and Schools Hostels)
8	Single women.	Single women.
9	Construction workers registered with the Labor Department.	Construction workers registered with the Labor Department.
10	Registered Orphanages and Old Age Homes and Leprosy Ashrams.	Registered Orphanages and Old Age Homes and Leprosy Ashrams.
11	Surveyed households residing in KacchiBasti.	— —
12	Rag-pickers Households.	Rag-pickers Households.
13	Urban domestic working women.	— —
1	Non-Govt. Sweepers.	— —

4		
15	Street Vendor.	— —
16	Uttarakhand Tragedy Households.	Uttarakhand Tragedy Households.
17	Cycle Rickshaw Driver.	Cycle Rickshaw Driver.
18	Porter.	Porter.
19	Leprosy patient and leprosy free person.	Leprosy patient and leprosy free person.
20	Nomadic and semi-nomadic species like Van Vagaria, Gadiyaluhar, Sheep Spinach.	Nomadic and semi-nomadic species like Van Vagaria, Gadiyaluhar, Sheep Spinach.
21	Traditional Forest Dwellers Holding Forest Rights.	Traditional Forest Dwellers Holding Forest Rights.
22	— —	Small Farmers.
23	Aastha Cardholder Households.	Aastha Cardholder Households.
24	Victims under The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.	Victims under The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.
25	Persons with AIDS (Acquired Immunodeficiency Syndrome) and their households.	Persons with AIDS (Acquired Immunodeficiency Syndrome) and their households.
26	Individuals and households with Silicosis disease.	Individuals and households with Silicosis disease.
27	Multi-disabled and retarded person. (21 Categories)	Multi-disabled and retarded person. (21 Categories)
28	Beneficiary children and foster families under Palanhar Scheme	Beneficiary children and foster families under Palanhar Scheme.
29	Women Victims Under the Rajasthan Prevention of Witch-hunting Act, 2015	Women Victims Under the Rajasthan Prevention of Witch-hunting Act, 2015.
30	Childless Old Couple.	Childless Old Couple.
31	Old couple having only disabled child.	Old couple having only disabled child.
32	Transgender.	Transgender.

Exclusion Priority Categories

	Urban Area	**Rural Area**
1	Households in which any one member is an income tax payer.	Households in which any one member is an income tax payer.
2	Households in which any one member is a regular employee/officer in government/semi-government/autonomous institutions or receives an annual pension of more than Rs.1 lakh.	Households in which any one member is a regular employee/officer in government/semi-government/autonomous institutions or receives an annual pension of more than Rs.1 lakh.

3	Households in which any one member owns a four wheeler (other than a commercial vehicle used for subsistence purposes).	Households in which any one member owns a four wheeler (other than a Tractor and a commercial vehicle used for subsistence purposes).
4	Households with pucca residential/commercial premises constructed in an area of more than 1000 sq. ft. in area of Municipal Corporation/ Council. (other than KucchiBasti)	Households, whose total agricultural land owned by all the members exceeds the limit prescribed for small farmers.
5	Households having pucca residential/commercial premises constructed in an area of more than 1500 sq. ft. in area of Municipal Board. (other than KucchiBasti)	Households having income limit above Rs. one lakh per annum.
6	Households having income limit above Rs. one lakh per annum.	Households having a pucca house constructed for self-residency in rural area of more than 2000 square feet
7.	Households, whose total agricultural land owned by all the members exceeds the limit prescribed for small farmers.	——

Note: 1. All the identified beneficiaries of inclusion priority category number 1 to 32 shall be eligible for food security. The parameters of exclusion shall apply equally to all categories except those Specially-abledperson getting the benefits of the Social Security Pension. To provide the benefits of National Food Security Scheme to Specially-abled person who are Social Security Pensioners will be added to eligibility list by the Auto Inclusion mode.

2. State Government may change these eligibility criteria from time to time.

Schedule-2

[see rule 13 (3) (d) and 19 (2) (iii)]

Prohibited Activities
(For Authorized Fair Price Shopkeepers)

1. Storage of foodgrains and other essential items at a location other than the designated place.
2. Refusal for the sale of foodgrains and other essential Articles to any eligible household at the time of opening the shop, on presenting the ration card to them, to the extent of the ration card outstanding.
3. Selling of foodgrains at a price higher than that prescribed in the Act.
4. Non display of stock and price of foodgrains and other essential items at Fair Price Shop.
5. Not adhering to the time of opening the shop prescribed by the State Government or irregular opening of the shop.

6. Not allowing the Nodal Incharge and its associates or vigilance committee members appointed for social audit for inspection of the stock and records at the shop.
7. Not keeping food and other essential items in good condition or adulterating with any other inferior variety.
8. Non display of foodgrains samples at the shop.
9. Deliberately non delivery of receipt of point of sale machine at the time of distribution to eligible households.
10. Making false entries in the ration cards presented to the eligible households at the time of distribution.
11. Less weighing / measuring of foodgrains and other essential articles.
12. Use of unauthorised weighing instruments for distribution of foodgrains and other essential articles.
13. Seeding an Aadhaar number in one or more ration cards and making false entries in the records to show distribution of any foodgrains or essential commodities for personal gain.
14. Forced sale of other items along with foodgrains or other essential items.
15. Misbehaving with the ration card holder at the time of delivery.
16. Intentionally damaging or destroying a pos machine.

Prohibited Activities
(For wholesaler and supplier)

1. Non-door step delivery of foodgrains to Fair Price Shopkeepers.
2. Failure to provide physical supply of foodgrains to the fair price shop till the end of the preceding month of the allotment month and in any case after the first week of the allotment month.
3. Not delivering quantity as per allocation to Fair Price Shopkeepers.
4. Failure to deposit the amount with the Food Corporation of India in a certain time period for lifting of the quantity of foodgrains of the allocation month.
5. Foodgrains released from Food Corporation of India godowns to be replaced by lower quality stock before being supplied to fair price shops.

Form-1
[see rule 3(3)]

Appeal Application Form for inclusion in the Priority Household list
National Food Security Act, 2013
(Appeal may be rejected in the absence of documentary evidence for inclusion Criteria)

To,
Appellate Authority,
…….

I hereby apply for inclusion in list of eligible priorityhouseholds under the Rajasthan Food SecurityRules, 2021. The required particulars are given here under:

1. Name Appellant — ..... Father/Husband's Name — ..... Age —.....
2. Residence Area Type — Urban / Rural
   Address of appellant— House No ....., Name of Mohalla/Colony …….……....,
   Road name — ……..Ward no. —……
   In case of Rural Area,
   Name of Revenue Villag……. Name of Panchayat.....Name of PanchayatSamiti (Block)……..... Name of Tehsil……..……
   Sub-Division Name……. District……..…
   State ……. Pin Code ……
   In case of urban Area,
   Name of Municipal Body ..... City Name……
   District Name …….. State …… Pin Code ……
   Mobile Number .....
3. Family Ration Card Number (in 12 digits) …….
   Category of Ration Card - Antyodaya / BPL / State BPL / Annapurna / APL / Other …….
   Jan-Aadhar Card Number ……..
4. Name of inclusion criteria/category in which appellant is desirous of being included in the eligible Priority Households (The copy of documentary evidence for inclusion Criteria must be attached)—
   ……..……
   List of attached documents –
   (1) Ration Card copy.
   (2) Jan-Aadhar Card copy
   (3) Document regarding Inclusion Criteria.
   (4) An affidavit on plain paper regarding non applicability of Exclusion Criteria.
   (5) ……..

(Signature Appellant)
Name.....
S/D/W of Sh./Smt…….
Address…….
Mobile No……

A Self-declaration Performa for the affidavit which is to be given alongwith Form-1 by the Head of the Household for inclusion in the Priority Households and regarding non-applicability of Exclusion Criteria.

Affidavit

(to be given on plain paper)

I ……...…Son/Daughter/Wife of Sh./Smt. .....…….resident of ……..declare in the best of my knowledge that, -

(1) I and my family members are resident of ……(Rural / urban) area.

(2) I or my any family members is not an income tax payer.

(3) I or my any family members is not a regular employee/officer in government/semi-government/autonomous institutions or receives an annual pension is notmore than Rs.1 lakh.

(4) I or my any family members does not own the four-wheeler vehicles (other than a commercial vehicle used for subsistence purposes in urban area).

or

I or my any family members does not own the four-wheeler vehicles (other than a Tractor and a commercial vehicle used for subsistence purposes in rural area).

(5) I or my any family members does not own a pucca residential/commercial premises constructed in an area of more than 1000 square feet in area of Municipal Corporation/Council. (Other than KacchiBasti).

(6) I or my any family members does not own a pucca residential/commercial premises constructed in an area of more than 1500 square feet in area of Municipal Board. (Other than KacchiBasti).

(7) I or my any family members does not own a pucca house constructed for self-residency in rural area of more than 2000 square feet

(8) I and all my family members total annual income does not exceed one lakh rupees.

(9) I and all my family members owned total agricultural land area does not exceed the limit prescribed for small farmers.

I hereby declare that all the facts given above are based on best of my knowledge and nothing has been concealed. If any of the above facts found to be false, I shall be responsible for any legal action. In future, if I or any of my family members become ineligible as per the parameters set by the Government, I shall be bound to inform the Competent authority and shall not receive any benefit given under such Schemes.

Place : …….

Signature…… Date :……...……

Name……

Form-2

[see rule 9 (1)]

Monthly report for the State Government on Grievance Registration and Redressal by District Grievance Redressal Officer (DGRO) in district

Month Name : …… Dsitrict Name : …….

Opening Balance of No. of Grievances	No. of Grievances received during the month	Total Grievances	No. of Grievances disposed during the month	Closing Balance of No. of Grievances at the end of the quarter
1	**2**	**3**	**4**	**5**

Note: The information shall be furnished by 7th of every month.

Place : …….
Signature……
Date :……..…… Name of the Officer……

Form-3

[see rule 9 (2)]

Monthly report for the Central Government on Grievance Registration and Redressal by the District Grievance Redressal Officer (DGRO)

Month Name : …… Dsitrict Name : …….

Opening Balance of No. of Grievances	No. of Grievances received during the month	Total Grievances	No. of Grievances disposed during the month	Closing Balance of No. of Grievances at the end of the quarter
1	**2**	**3**	**4**	**5**

Note: The information shall be furnished by 20th of every month.

Place : …….
Signature……
Date :……..…… Name of the Officer……

Form-4

[see rule 12 (4),13 (3) (d) and 14 (1) (a)]

Details of records prescribed for social audit of the targeted Public Distribution System under the Food Security Act, 2013

1. Details of fair price shopkeepers working in Gram Panchayat.
2. Notification of prescribed criteria of eligibility and ineligibility of food security.

3. Details of the grievance redress mechanism and helpline.
4. Details of the price of foodgrains, distribution quantity and subsidy being borne by the Central/State Government.
5. Fair Price Shop wise working information -
   PoS Machine Number: ..... Fair Price Shop Name.....
   Name of Distribution Center ..... Address .....
   Gram Panchayat ..... Block Name…..... Tehsil ..... Sub Division .....

A . Ration card details			
S. No.	Category of eligible households	Ration Cards	Units
1.	Antyodaya Households		
2.	BPL Eligible Households		
3.	State BPL Eligible Households		
4.	Other Households		
	Total		

B. Details of wheat stock and distribution						
						quantities in kg
S.No.	Month	Opening Stock	Stock received from wholesaler	Total Stock	Distribution	Last Stock
1	2	3	4	5	6	7
1.						
2.						
3.						
4.						
5.						
6.						

6. Fair Price Shop-wise latest and updated list of eligible households.
7. Updated list of households who did not take foodgrains in the last 6 months.
8. Details of previous social audit report and action taken by District Supply Officer thereon.

Form-5

[see rule 13 (3) (d) and 16 (1)]

For recording recommendations and suggestions received during the social audit of the targeted public distribution system under the Food Security Act, 2013

Name Panchayat ..... PanchayatSamiti Name ..... District ..... Date .....
Address of the meeting ……. ……

To strengthen transparency and accountability in the targeted public distribution system under the Food Security Act, 2013, the following points for social audit action were taken and discussed -

1. Number of public representatives and citizens present in the social audit ……

2. Whether information regarding the eligibility and ineligibility criteria of beneficiaries, rights, rate and quantity of foodgrains to be distributed on ration card have been read out? Yes / No

3. Whether the latest and updated list of eligible households kept in the social audit meeting for public viewing? Yes / No
   If yes, details of objections received in respect of selected households –
   ……..……
   ……..

4. Details of total fair price shopkeepers working in the area-

S.No.	Name Fair Price Shopkeeper & Address	PoS Machine Number	Present / Absentee

5. Details of fair price shopkeepers who did not bring the record …….....…

6. Whether the month-wise details of the allocated quantity, quantity received, distribution quantity, number of transactions and quantity remaining of foodgrains for every fair price shop during the preceding six months have been read out? Yes / No

7. Details of discussion regarding distribution work of fair price shopkeepers -
   .....
   .....
   .....

8. Brief description of recommendations / suggestions received in social audit -
   .....
   .....
   .....

9.Whether the details of the proceedings of the above said social audit been mentioned in the meeting proceedings of the Gram Sabha? Yes / No

Signature Sarpanch

Signature FPS level Vigilance Committee Members

Signature fair price shop keepers

Signature nodal incharge social audit food security

Form-6

[see rule 16 (2)]

Form for sending report of social audit of Targeted Public Distribution System under National Food Security Act, 2013 to District Collector

Office of Subdivision Officer ……

1. Details of social audit meetings convened in PanchayatSamiti in subdivision-

Nameof PanchayatSamiti	Number of Gram Panchayats	Number of Gram Panchayats in which social audit meeting has been held	Number of Gram Panchayats in which social audit meeting is yet to be held

2. The report of Form-4 of the said convened meetings has been laid in the meeting of Block Level Vigilance Committee. The brief description of the decisions taken at the Block level Vigilance Committee meeting on the findings mentioned in Form-4,-

.....
.....
.....

3. Details of attached Form -4,-

.....
.....
.....

Note - Only those reports have to be sent which have suggestions and complaints.

Signature Sub-Division Officer

[F13(10)(04)Food/Allot/2014- Pt-II]
By order of the Governor,

Ramswaroop,
Joint Secretary to the Government.

Government Central Press, Jaipur.